

## TREATY WITH THE POTTOWAUTOMIE NATION. (a)

Whereas the various bands of the Pottowautomie Indians, known as the Chippewas, Ottawas, and Pottowautomies, the Pottowautomies of the Prairie, the Pottowautomies of the Wabash, and the Pottowautomies of Indiana, have, subsequent to the year 1828, entered into separate and distinct treaties with the United States, by which they have been separated and located in different countries, and difficulties have arisen as to the proper distribution of the stipulations under various treaties, and being the same people by kindred, by feeling, and by language, and having, in former periods, lived on and owned their lands in common; and being desirous to unite in one common country, and again become one people, and receive their annuities and other benefits in common, and to abolish all minor distinctions of bands by which they have heretofore been divided, and are anxious to be known only as the POTTOWAUTOMIE NATION, thereby reinstating the national character; and whereas the United States are also anxious to restore and concentrate said tribes to a state so desirable and necessary for the happiness of their people, as well as to enable the government to arrange and manage its intercourse with them: now, therefore, the United States and the said Indians do hereby agree, that said people shall hereafter be known as a nation, to be called the POTTOWAUTOMIE NATION; and to the following

June 5 and 17,  
1846.

Consent of Senate,  
July 22, 1846.

Proclamation,  
July 23, 1846.

Preamble.

*Articles of a Treaty made and concluded at the Agency on the Missouri River, near Council Bluffs, on the fifth Day of June, and at Pottawatomie Creek, near the Osage River, south and west of the State of Missouri, on the seventeenth Day of the same month, in the Year of our Lord one thousand eight hundred and forty-six, between T. P. Andrews, Thomas H. Harvey, and Gideon C. Matlock, Commissioners on the Part of the United States, on the one Part, and the various Bands of the Pottowautomie, Chippewas, and Ottawas Indians, on the other part:—*

## ARTICLE I.

It is solemnly agreed that the peace and friendship which so happily exist between the people of the United States and the Pottowautomie Indians shall continue forever; the said tribes of Indians giving assurance, hereby, of fidelity and friendship to the government and people of the United States; and the United States giving, at the same time, promise of all proper care and parental protection

Peace and  
friendship to con-  
tinue forever.

## ARTICLE II.

The said tribes of Indians hereby agree to sell and cede, and do hereby sell and cede, to the United States, all the lands to which they have claim of any kind whatsoever, and especially the tracts or parcels of lands ceded to them by the treaty of Chicago, and subsequent thereto, and now, in whole or in part, possessed by their people, lying and being north of the River Missouri, and embraced in the limits of the Territory of Iowa; and also all that tract of country lying and being on or near the Osage River, and west of the State of Missouri;

Pottowauto-  
mies cede certain  
lands to U. S.

(a) The name of this tribe is, in different treaties, spelled very differently

These cessions not to affect title of said Indians to former grants and reservations.

it being understood that these cessions are not to affect the title of said Indians to any grants or reservations made to them by former treaties.

ARTICLE III.

Consideration to be paid by U. S. for cession.

In consideration of the foregoing cessions, or sales of land to the United States, it is agreed to pay to said tribes of Indians the sum of eight hundred and fifty thousand dollars, subject to the conditions, deductions, and liabilities, provided for in the subsequent articles of this treaty.

ARTICLE IV.

Grant by the U. S. of a tract of land to said Indians.

The United States agree to grant to the said united tribes of Indians, possession and title to a tract or parcel of land containing five hundred and seventy-six thousand acres, being thirty miles square, and being the eastern part of the lands ceded to the United States by the Kansas tribe of Indians, by treaty concluded on the 14th day of January, and ratified on the fifteenth of April of the present year, lying adjoining the Shawnees on the south, and the Delawares and Shawnees on the east, on both sides of the Kansas River, and to guarantee the full and complete possession of the same to the Pottowautomie nation, parties to this treaty, as their land and home forever; for which they are to pay the United States the sum of eighty-seven thousand dollars, to be deducted from the gross sum promised to them in the 3d article of this treaty.

Ante, p. 22.

Consideration to be paid by said Indians for grants.

ARTICLE V.

The U. S. to pay said Indians \$50,000 out of sum granted in 3d article—when and for what purpose.

The United States agree to pay said nation of Indians, at the first annuity payment after the ratification of this treaty, and after an appropriation shall have been made by Congress, the sum of fifty thousand dollars, out of the aggregate sum granted in the third article of this treaty, to enable said Indians to arrange their affairs, and pay their just debts, before leaving their present homes; to pay for their improvements; to purchase wagons, horses, and other means of transportation, and pay individuals for the loss of property necessarily sacrificed in moving to their new homes; said sum to be paid, in open council, by the proper agents of the United States, and in such just proportions to each band as the President of the United States may direct.

ARTICLE VI.

Said tribes to remove to new homes within two years from ratification of treaty.

The said tribes of Indians agree to remove to their new homes, on the Kansas River, within two years from the ratification of this treaty; and further agree to set apart the sum of twenty thousand dollars to the upper bands, (being ten dollars per head,) and ten thousand dollars to the lower bands, (being five dollars per head,) to pay the actual expenses of removing; and the sum of forty thousand dollars for all the bands, as subsistence money, for the first twelve months after their arrival at their new homes; to be paid to them so soon as their arrival at their new homes is made known to the government, and convenient arrangements can be made to pay the same between the parties to this treaty; the aforesaid sums to be also deducted from the aggregate sum granted by the United States to said tribes of Indians by the 3d article of this treaty.

Provision for expenses of removal and subsistence.

ARTICLE VII.

Balance of \$850,000 to remain with U. S., as trust fund, at interest of 5 per cent.

The balance of the said sum of eight hundred fifty thousand dollars, after deducting the cost of removal and subsistence, &c., it is agreed shall remain with the United States, *in trust* for said Indians, and an interest of five per cent. annually paid thereon, commencing at the expiration of one year after the removal of said Indians, and

continuing for thirty years, and until the nation shall be reduced below one thousand souls. If, after the expiration of thirty years, or any period thereafter, it shall be ascertained that the nation is reduced below that number, the said annuity shall thenceforth be paid *pro rata* so long as they shall exist as a separate and distinct nation, in proportion as the present number shall bear to the number then in existence.

ARTICLE VIII.

It is agreed upon by the parties to this treaty that, after the removal of the Pottowautomie Nation to the Kansas country, the annual interest of their "improvement fund" shall be paid out promptly and fully, for their benefit, at their new homes. If, however, at any time thereafter, the President of the United States shall be of opinion that it would be advantageous to the Pottowautomie nation, and they should request the same to be done, to pay them the interest of said money in lieu of the employment of persons or purchase of machines or implements, he is hereby authorized to pay the same, or any part thereof, in money, as their annuities are paid at the time of the general payments of annuities. It is also agreed that, after the expiration of two years from the ratification of this treaty, the school fund of the Pottowautomies shall be expended entirely in their own country, unless their people, in council, should, at any time, express a desire to have any part of the same expended in a different manner.

After removal of said Indians, the annual interest of their improvement fund to be paid at new homes.

The President may pay in money in lieu of employing persons or purchase of machines, &c.

After two years, school fund to be expended in their country.

ARTICLE IX.

It is agreed by the parties to this treaty that the buildings occupied as a missionary establishment, including twenty acres of land now under fence, shall be reserved for the use of the government agency; also the houses used for blacksmith house and shop shall be reserved for the use of the Pottowautomie smith; but should the property cease to be used for the aforementioned purposes, then it shall revert to the use of the Pottowautomie nation.

Buildings now occupied as missionary establishment to be reserved for the agency.

The blacksmith house and shop to be reserved for Pottowautomie smith.

ARTICLE X.

It is agreed that hereafter there shall be paid to the Pottowautomie nation, annually, the sum of three hundred dollars, in lieu of the two thousand pounds of tobacco, fifteen hundred pounds of iron, and three hundred and fifty pounds of steel, stipulated to be paid to the Pottowautomies under the third article of the treaty of September 20, 1828.

Money to be paid in lieu of tobacco, iron, and steel, stipulated in treaty of 1828.

Ind. Treat., vol. 1, p. 317.

In testimony whereof, T. P. Andrews, Thomas H. Harvey, and Gideon C. Matlock, aforesaid Commissioners, and the Chiefs and Principal Men of the Pottowautomie, Ottawa, and Chippewas tribes of Indians, have set their hands, at the time and place first mentioned.

Signed June 5 and 17, 1846.

T. P. ANDREWS, }  
 TH. H. HARVEY, } *Commissioners.*  
 G. C. MATLOCK, }

Mi-au-mise, (the Young Miami,)  
 Op-te-gee-shuck, (or Half Day,)  
 Wa-sow-o-ko-uck, (or the Lightning,)  
 Kem-me-kas, (or Bead,)  
 Mi-quest, (or the Wampum,)  
 Wab-na-ne-me, (or White Pigeon,  
 Na-no-no-uit, (or Like the Wind,)  
 Patt-co-shuck, junior,  
 Catte-nab-mee, (the Close Observer,)  
 Wap-que-shuck, (or White Cedar,

Puck-quon, (or the Rib,)  
 Sena-tche-wan, (or Swift Current,)  
 Shaub-poi-tuck, (the Man goes through,)  
 Wab-sai, (or White Skin,)  
 Shaum-num-teh, (or Medicine Man,)  
 Nah-o-sah, (the Walker,)  
 Keahh,  
 Ne-ah-we-quot, (the Four Faces,)  
 Wa-sash-kuck, (or the Grass Turner,)  
 Ke-ton-ne-co, (or the Kidneys,)

Sah-ken-na-ne-be,	* Francois Bourbonnai,
Etwa-gee-shuck,	* Chas. H. Beaubien,
Saass-pucks-kum, (or Green Leaf)	* Shau-on-nees
Ke-wa-ko-to, (Black Cloud Turning,)	* Paskal Miller,
Meek-sa-mack, (the Wampum,)	* Joseph Glaudeau,
Chau-cose, (Little Crane,)	* Joseph Laughton,
Co-shae-wais, (Tree Top,)	Ca-ta-we-num, (the Black Dog,)
Patt-qui,	Sine-pe-num,
Me-shuk-to-no,	Chatt-tee, (the Pelican,)
Ween-co,	Me-shik-ke-an,
Joseph Le Frambeau, <i>Interpreter,</i>	Teh-cah-co, (Spotted Fawn,)
Pierre or Perish Le Clerk,	Ca-shah-kee, (the Craw Fish,)
M. B. Beaubien, <i>Interpreter,</i>	Shem-me-nah,
Pes-co-unck, (Distant Thunder,)	Nah-kee-shuck, (In the Air,)
Naut-wish-cum,	Mich-e-wee-tah, (Bad Name,)
Ob-nob, (or He Looks Back,)	Patte-co-to,
Pam-wa-mash-kuck,	Shau-bon-ni-agh,
Pacq-qui-pa-chee,	Kah-bon-cagh,
Ma-shaus, (the Cutter,)	Wock-quet.
Ci-co,	

*Witnesses.*

R. B. Mitchell, <i>Indian sub-agent,</i>	Edward Pore,	W. R. English,
Richard Pearson,	John H. Whitehead,	S. E. Wicks,
A. G. Wilson,	John Copeland,	Lewis Kennedy,
S. W. Smith,	T. D. S. McDonnell,	L. T. Tate.

[To the names of the Indians, except where there is an asterisk, are added their marks.]

We, the undersigned, Chiefs and Head Men, and Representatives of the Wabash, St. Joseph, and Prairie bands of the Ottawa, Chippewas, and Pottowautomie Indians, do hereby accept, ratify, and confirm the foregoing articles of a treaty, in all particulars. Done at Pottowautomie Creek, near the Osage River, west and south of the State of Missouri, this seventeenth day of June, A. D., 1846.

To-pen-e-be,	Root,	Jau-ge-mage,	Peter Moose,
We-we-say,	Niena-kto,	Sin-be-nim,	Kah-dot,
Gah-gah-amo,	Ma-je-sah,	No-clah-Koshig,	Za-k-ta,
I-o-way,	Mah-suck,	Os-me-at,	Ah-bdah-sqa,
Mah-go-quick,	Bade-je-zha,	Wah-bah-koze,	Wah-nuck-ke,
Zhah-wee,	Kah-shqua,	I-o-wa 2d,	Wah-be-ee-do,
Louison,	Little American,	Wah-we-sueah,	At-yah-she,
Mash-kum-me,	Match-kay,	Mowa,	Qua-qua-tah,
Crane,	Wane-mage,	Moses H. Scott,	Nah-nim-muck-shuck,
Esk-bug-ge,	Wah-wah-suck 2d,	Kah-kee,	Antoine,
Noa-ah-kye,	Black Bird,	Andrew Jackson,	No-zha-kum,
Abraham Burnet,	Wah-wah-suck 1st,	Ke-sis,	Na-che-wa,
Ma-gis-gize,	Wab-mack, (Henry	Pame-ge-yah,	Ahn-quot,
Nas-wah-gay,	Clay,)	Peme-nuek,	* Jos. N. Bourassa,
Pok-to,	T-buck-ke,	Be-to-quah,	Kka-mage,
Little Bird,	Zah-gna,	Mesha-de,	* Jude W. Bourassa,
Shim-nah,	N. D. Grover,	Wm. Hendricks,	Bossman,
Ma-kda-wah,	Big Snake,	Nma-quoise,	Joel Barrow,
Black Wolf,	En-ne-byah,	Mas-co,	

[To the names of the Indians, except where there is an asterisk, are added their marks.]

*Witnesses.*

Joseph Bertrand, Jr.,	Thomas Hurlburt,	John T. Jones,
R. W. Cummins, <i>Indian</i>	J. W. Polk,	James A. Poage,
<i>Agent,</i>	J. Lykins,	Joseph Clymer, Jr.,
Leonidas A. Vaughan,	M. H. Scott,	W. W. Cleghorn.
Robert Simerwell,	Washn. Bossman,	